

Message

From: Marianne Engelman-Lado [marianne.engelman-lado@YLSCLinics.org]
Sent: 7/25/2017 10:42:11 PM
To: Dorka, Lilian [Dorka.Lilian@epa.gov]
CC: Martinez, Brittany [Martinez.Brittany@epa.gov]; Temple, Kurt [Temple.Kurt@epa.gov]; Covington, Jeryl [Covington.Jeryl@epa.gov]; Biffl, Betsy [Biffl.Betsy@epa.gov]; Catherine Kaiman [ckaiman@earthjustice.org]; Ben Wedeking [ben.wedeking@ylsclinics.org]; Luis Patino [luis.patino@ylsclinics.org]; Rhines, Dale [rhines.dale@epa.gov]; Johnson, Johahna [Johnson.Johahna@epa.gov]
Subject: Re: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

Thanks.

From: "Dorka, Lilian" <Dorka.Lilian@epa.gov>
Date: Tuesday, July 25, 2017 at 6:31 PM
To: Marianne Engelman-Lado <marianne.engelman-lado@YLSCLinics.org>
Cc: "Martinez, Brittany" <Martinez.Brittany@epa.gov>, "Temple, Kurt" <Temple.Kurt@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Biffl, Betsy" <Biffl.Betsy@epa.gov>, Catherine Kaiman <ckaiman@earthjustice.org>, Ben Wedeking <ben.wedeking@ylsclinics.org>, Luis Patino <luis.patino@ylsclinics.org>, "Rhines, Dale" <rhines.dale@epa.gov>, "Johnson, Johahna" <Johnson.Johahna@epa.gov>
Subject: RE: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

Thanks very much Marianne. Brittany will send you a calendar invite tomorrow morning with call-in information that you can share with the complainants. Thanks! Lilian

From: Marianne Engelman-Lado [mailto:marianne.engelman-lado@YLSCLinics.org]
Sent: Tuesday, July 25, 2017 6:22 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Martinez, Brittany <Martinez.Brittany@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Biffl, Betsy <Biffl.Betsy@epa.gov>; Catherine Kaiman <ckaiman@earthjustice.org>; Ben Wedeking <ben.wedeking@ylsclinics.org>; Luis Patino <luis.patino@ylsclinics.org>; Rhines, Dale <rhines.dale@epa.gov>
Subject: Re: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

This email is to confirm our availability on Monday, July 31st at 4 pm central/5 pm eastern.

It'd be great if you would send the call-in info as soon as possible so that we can get it out to the complainants.

Sincerely,

Marianne

From: "Dorka, Lilian" <Dorka.Lilian@epa.gov>
Date: Tuesday, July 25, 2017 at 10:37 AM
To: Marianne Engelman-Lado <marianne.engelman-lado@YLSCLinics.org>
Cc: "Martinez, Brittany" <Martinez.Brittany@epa.gov>, "Temple, Kurt" <Temple.Kurt@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Biffl, Betsy" <Biffl.Betsy@epa.gov>, Catherine Kaiman <ckaiman@earthjustice.org>, Ben Wedeking <ben.wedeking@ylsclinics.org>, Luis Patino <luis.patino@ylsclinics.org>, "Rhines, Dale" <rhines.dale@epa.gov>
Subject: RE: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

OK, thanks Marianne.

From: Marianne Engelman-Lado [<mailto:marianne.engelman-lado@YLSCLinics.org>]
Sent: Tuesday, July 25, 2017 9:46 AM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Martinez, Brittany <Martinez.Brittany@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Biffl, Betsy <Biffl.Betsy@epa.gov>; Catherine Kaiman <ckaiman@earthjustice.org>; Ben Wedeking <ben.wedeking@ylsclinics.org>; Luis Patino <luis.patino@ylsclinics.org>
Subject: Re: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

Thanks.

Today at 5 isn't going to work, but we'll try for Monday.

Sincerely,

Marianne

From: "Dorka, Lilian" <Dorka.Lilian@epa.gov>
Date: Monday, July 24, 2017 at 9:03 PM
To: Marianne Engelman-Lado <marianne.engelman-lado@YLSCLinics.org>
Cc: "Martinez, Brittany" <Martinez.Brittany@epa.gov>, "Temple, Kurt" <Temple.Kurt@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Biffl, Betsy" <Biffl.Betsy@epa.gov>, Catherine Kaiman <ckaiman@earthjustice.org>, Ben Wedeking <ben.wedeking@ylsclinics.org>, Luis Patino <luis.patino@ylsclinics.org>
Subject: Re: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

So sorry. On Monday 7/31, or even tomorrow I can do 5:00 EST.

Sent from my iPhone

On Jul 24, 2017, at 6:59 PM, Marianne Engelman-Lado <marianne.engelman-lado@YLSCLinics.org> wrote:

I'm going back to the drawing board on times for the call. A number of the complainants work during the day and are not available until, in at least one case, 4 pm central/5 pm eastern, and in another case, 5:30 central/6:30 eastern. We had set 4 pm central to accommodate as many people as possible.

We're circling back to the complainants to see if an earlier time on Wednesday might work or, if needed, whether we'll need to finalize one of the times for Monday or Tuesday.

Sincerely,

Marianne

----- Forwarded message -----

From: Dorka, Lilian <Dorka.Lilian@epa.gov>
Date: Mon, Jul 24, 2017 at 5:46 PM
Subject: RE: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4
To: Marianne Lado **Ex. 6 Personal Privacy (PP)**
Cc: "Martinez, Brittany" <Martinez.Brittany@epa.gov>, "Temple, Kurt"

<Temple.Kurt@epa.gov>, "Covington, Jeryl" <Covington.Jeryl@epa.gov>, "Biffl, Betsy" <Biffl.Betsy@epa.gov>, Catherine Kaiman <ckaiman@earthjustice.org>

Hi Marianne, so sorry, I did not note our reference to Central time. I am not available at 5:00PM Eastern. Is there an earlier time on Wednesday that would work for you/complainants? Again, my apologies. Lilian

From: Marianne Lado [mailto:**Ex. 6 Personal Privacy (PP)**]
Sent: Monday, July 24, 2017 5:40 PM
To: Dorka, Lilian <Dorka.Lilian@epa.gov>
Cc: Martinez, Brittany <Martinez.Brittany@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Biffl, Betsy <Biffl.Betsy@epa.gov>; Catherine Kaiman <ckaiman@earthjustice.org>
Subject: Re: Possible Call Wednesday at 4 central/5 eastern: Title VI Complaint 12R-13-R4

Just checking: Lilian, are you available 4-4:45 central/5-5:45 eastern?

Thanks,

Marianne

Sent from my iPhone

Apologies for brevity and errors

On Jul 24, 2017, at 6:44 AM, Dorka, Lilian <Dorka.Lilian@epa.gov> wrote:

Thanks Marianne. Wednesday at 4 works for me. However, I will need to end by 4:45. I think that will work.

Sent from my iPhone

On Jul 23, 2017, at 5:29 PM, Marianne Engelman Lado
Ex. 6 Personal Privacy (PP) wrote:

The timing is still tentative, but please save Wednesday at 4 central/5 eastern for a call with complainants in the Uniontown case. I'm hoping to finalize the date and time tomorrow.

Sincerely,

Marianne

On Jul 22, 2017, at 1:10 PM, Marianne Engelman-Lado

Ex. 6 Personal Privacy (PP) wrote:

Thanks for the email.

Just to clarify, I am reaching out to complainants to set up a time for a call, which I hope I can arrange for this Tuesday or Wednesday, July 25th or 26th, but, in the alternative, could also take place the following Monday or Tuesday, July 31 or August 1. I have already put the wheels in motion to confirm a time but given the short notice, the additional dates may wind up being helpful.

We are also pulling together additional materials to submit on the retaliation and intimidation issue.

Sincerely,

Marianne

Marianne Engelman Lado

Visiting Clinical Professor of Law

Environmental Justice Clinic

Yale Law School

marianne.engelman-lado@ylsclinics.org

Ex. 6 Personal Privacy (PP)

On Jul 20, 2017, at 3:22 PM, Martinez, Brittany
<Martinez.Brittany@epa.gov> wrote:

Hi Marianne,

Thank you for taking the time to speak with Lilian and me to briefly discuss Arrowhead. As discussed, we will be looking out for the additional information concerning the retaliation and intimidation issue to be submitted to us by Friday, July 28th. In addition, we will provide you with the conference call information for a call on either July 25th or 26th to provide an update to you and your clients regarding the Arrowhead complaint and our recent discussions with ADEM. Lastly, we will communicate to Kevin Minoli that you have made yourself available for 3:30 tomorrow and he will contact you.

Please let me know if you have any questions in the interim. Thanks!

From: Marianne Engelman-Lado [<mailto:marianne.engelman-lado@YLSCLinics.org>]
Sent: Thursday, June 29, 2017 12:00 PM
To: Martinez, Brittany <Martinez.Brittany@epa.gov>
Cc: Dorka, Lilian <Dorka.Lilian@epa.gov>; Temple, Kurt <Temple.Kurt@epa.gov>; Covington, Jeryl <Covington.Jeryl@epa.gov>; Biffl, Betsy <Biffl.Betsy@epa.gov>
Subject: Re: Title VI Complaint 12R-13-R4

On the road but will get back to you asap.

Thanks.

Sent from my iPhone

Apologies for brevity and errors

On Jun 29, 2017, at 11:49 AM, Martinez, Brittany
<Brittany.Martinez@epa.gov> wrote:

Hi Marianne,

ECRCO has a few follow up questions for you and your clients pertaining to the accepted retaliation and intimidation issue identified as part of Title VI complaint no. 12R-13-R4. During our September 15, 2016 conference call, we spoke with you and a number of your clients provided additional information to ECRCO for initial jurisdictional purposes. There were some statements made that we would like to seek further clarification, as follows:

- Ex. 6 Personal Privacy (PP) stated that he had contacted ADEM in August 2016 to complain about issues pertaining to the Arrowhead Landfill and activities at the cemetery, but that ADEM would not take his complaint. Can Ex. 6 Personal Privacy (PP) provide the dates in which he attempted to submit the complaint, what the complaint was, and describe what ADEM's response was to him?

- In addition, there was a comment made that there had been multiple complaints submitted to ADEM but were all given the same complaint filing number. Can you provide additional information pertaining to the individual complaints, such as who filed them, what they were about, and what filing number they were given. In addition, did ADEM provide a reason for the duplicative numbers and was there any follow up or response provided by ADEM to the individuals about the complaints?

- Ex. 6 Personal Privacy (PP) stated that she experienced intimidation when Ex. 6 Personal Privacy (PP) contacted ADEM to submit a complaint regarding the cemetery due to an ADEM representative bringing

along an Arrowhead Landfill representative to address her complaint in person. Can she provide the date in which she submitted the complaint and when she met with the individuals? In addition, please request that Ex. 6 Personal Privacy (PP) recount in as much detail as possible what was said during that conversation and by whom; whether she asked to speak with the ADEM representative privately; and what words or actions (and by whom) made her feel intimidated.

Thank you and please let us know if you have any questions.